the requirements of the act. This exemption is based on a deterrr lation tha- the generic operation of the industrial establishment does not pose i risk to th< public health and safety.

The owner or operator must submit appropriate documentatic , evidence and any other pertinent proof that you deem to justify an exempt >n from th< ECRA review process.

The department on its own initiative may also establish a rec(d based or experience or other appropriate research justifying an exemption, pon a find ing that a subgroup or class of operations within relevant subgroup do not pose a risk to the public health and safety, the department may ame i N.J.A.C 7:1-3.20(e) to exempt the subgroup or class of operations from con deration a,1 an industrial establishment.

13. Can a cleanup determination be made based upon verbal communication of sampling results?

No, along with all Quality Assurance/Quality Control data, he writter results must be submitted to this department prior to a detei lination oj cleanup requirements.

14. Where can I find a list of environmental consultants?

The list of consultants who have responded to department reqi sts for proposals on Superfund and NJ. Spill Fund work is included in this ackage.

Alternatively, many firms are listed in the Yellow Pages of telepl me directories.

15. Can transactions be finalized before the ECRA review proce is completed?

No, unless the applicant is willing to subject himself/herself 1 the risk oj heavy penalties of as much as $25,000 per day and potential v< ding of the transaction by either the department or the purchaser.

16. Is a warehouse that stores hazardous substances or wastes su ect to ECRA?

If the warehouse is used to distribute nondurable goods such af >ut not lim ited to, paper, drugs, chemicals, petroleum, paints, and plastic , the warehouse falls within Major Group Number 51 of the Standard Indus ial Classification numbering system and, therefore, is subject to ECRA.

17. How do I get the department to send me a letter certifying t at my company/property is not subject to ECRA?

The department requires a notarized affidavit from the owne operator o an industrial establishment specifying the company's SIC numbe and the ac